

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

MOTOROLA, INC.,

Plaintiff,

v.

LEMKO CORPORATION, XIAOHONG  
SHENG, SHAOWEI PAN, HANJUAN JIN,  
XIAOHUA WU, XUEFENG BAI,  
NICHOLAS LABUN, BOHDAN PYSKIR,  
HECHUN CAI, JINZHONG ZHANG,  
ANGEL FAVILA, ANKUR SAXENA,  
RAYMOND HOWELL, FAYE VORICK and  
NICHOLAS DESAI,

Defendants.

LEMKO CORPORATION, SHAOWEI PAN,  
XIAOHUA WU and XIAOHONG SHENG,

Counter-Plaintiffs,

v.

MOTOROLA, INC.,

Counter-Defendant.

Case No. 1:08-cv-05427

Honorable Matthew F. Kennelly  
Magistrate-Judge Geraldine Soat Brown

**NOTICE OF WITHDRAWAL OF MOTION**

PLEASE TAKE NOTICE THAT Defendant, Lemko Corporation ("Lemko"), hereby withdraws its previously filed *Motion to Compel the Production of Documents Identified on Motorola's Privilege Log* (Dkt. 864), as well as the *Supplemental Memorandum* which was filed in support thereof (Dkt. 866). The parties have reached an agreement which renders the referenced motion moot. More specifically, Motorola has agreed to produce the documents identified as Reference Nos. 1-21 on Motorola's privilege log, and Lemko in turn has agreed that Motorola's production of such documents does not constitute a subject matter waiver.

Respectfully submitted,

/s/ Robert A. Conley

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on November 23, 2011 the foregoing

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was filed under seal with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to the following counsel of record.

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I certify that all parties in this case are represented by counsel who are CM/ECF participants.

/s/ Robert A. Conley

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